

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATIONS Nos 1439, 1477 to 1479  
of 2000

For Approval and Signature:

Hon'ble MR.JUSTICE M.R.CALLA

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1. Whether Reporters of Local Papers may be allowed : NO  
to see the judgements?

2. To be referred to the Reporter or not? : NO

3. Whether Their Lordships wish to see the fair copy : NO  
of the judgement?

4. Whether this case involves a substantial question : NO  
of law as to the interpretation of the Constitution  
of India, 1950 of any Order made thereunder?

5. Whether it is to be circulated to the Civil Judge? : NO

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KOKILABEN D TRIVEDI

Versus

MOTOR VEHICLES INSPECTOR CENTRAL ENFORCEMENT SQUAD

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Appearance:

MR HR PRAJAPATI for Petitioners  
Mr.P.K.Shukla, learned A.G.P. for the respondents

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CORAM : MR.JUSTICE M.R.CALLA

Date of decision: 29/03/2000

COMMON ORAL JUDGEMENT

In response to the rule issued by this Court,  
replies have been filed on behalf of the respondents  
except in Special Civil Application No.1479/2000.  
However, it is admitted by the learned counsel for the  
petitioners before this court that in all these four

matters, the amount of tax is outstanding, may be there is some dispute about the actual figure. Nevertheless the fact remains that the outstanding tax is there in each of these four petitions. Learned counsel for the petitioners has made a statement that out of the dues, as pointed out by the respondents, 50% shall be deposited by each of the petitioners in these petitions on or before 31.3.2000. Mr. Prajapati has submitted that the vehicles, which have been detained, may be released. In the facts and circumstances of this case, it is ordered that should the petitioners deposit 50% of the amount on or before 31.3.2000 and should they make a representation before the concerned authority for allowing them some time to deposit the remaining outstanding amounts, the authority shall consider such representation and pass appropriate orders thereon and may also consider the petitioners request to release the vehicles after depositing 50% of the amount on such terms and conditions as concerned authority deems proper. In case the petitioners' representation is rejected they will be at liberty to file the petitions afresh. With the observations as aforesaid, all these four Special Civil Applications are hereby disposed of. Rule is hereby discharged in each of these four petitions. No order as to costs.

(M.R.Calla,J)